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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/785,636	02/24/2004	Roger Draft	DRA01 P-303A	2405
277	7590	08/18/2006		EXAMINER
PRICE HENEVELD COOPER DEWITT & LITTON, LLP				SMITH, KIMBERLY S
695 KENMOOR, S.E.				
P O BOX 2567			ART UNIT	PAPER NUMBER
GRAND RAPIDS, MI 49501				3644

DATE MAILED: 08/18/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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10/785,636

EXAMINER

ART UNIT	PAPER
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20060809

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Commissioner for Patents

The Reply Brief filed 07/27/06 has been noted. The Application has been forwarded to the Board of Patent Appeals and Interferences.



TERI PHAM LUU
SUPERVISORY
PRIMARY EXAMINER



Atty Dkt DRA01 P303A

AF/FFW

CERTIFICATE OF MAILING

I hereby certify that this paper, together with all enclosures identified herein, are being deposited with the United States Postal Service as first class mail, addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, Virginia 22313-1450, on the date indicated below.

Dated

Tania F. Rentz

July 24 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

REPL/ BZ/EF Noted
8/9/06 KG
Art Unit : 3644
Examiner : Kimberly S. Smith
Applicant : Roger Draft
Appln. No. : 10/785,636
Filing Date : February 24, 2004
Conf. No. : 2405
For : CAGE FOR TRANSPORTING AND STUNNING LIVESTOCK

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

REPLY BRIEF

In this appeal, claims 1, 2, 6, and 8-13 are at issue substantively. Claims 3-5 and 7 have been objected to, and claim 18 has now been allowed. The Examiner has rejected claims 1, 6, and 8-13 under § 102(b) as being anticipated by Ruggieri et al. U.S. Patent No. 4,365, 590; and has rejected claims 1, 2, 6, and 8-13 under § 102(b) as being anticipated by Ziegler U.S. Patent No. 2, 220,436. Each of these references and the arguments made with respect to them by the Examiner in her brief are addressed separately below.

THE RUGGIERI ET AL. REJECTION

While the Applicant agrees with the Examiner that the door 26 of Ruggieri et al. has a defined width, the Applicant does not agree that Fig. 3 of that reference illustrates that the door is completely located within the perimeter of the frame and therefore must inherently include a cavity. Instead, as the Examiner has indicated, the door is flush with the perimeter of the frame—there is no cavity in the frame of the Ruggieri et al. structure to receive the bottom portion of the door 26. Instead, the door abuts partition wall 34. In fact, the Ruggieri et al. specification says